IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE EIGHTH DAY OF SEPTEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE V.V.S.RAO

WRIT PETITION NO : 8956 of 2003

Between:

1. C. Sivanandha Reddy, S/o.Late C.Sivasankara Reddy

R/o.Devudu Village, Jamalamadugu Mandal,

Kadapa District.

..... PETITIONER

AND

1. The Government of Andhra Pradesh,

Rep. by its Principal Secretary,

Panchayat Raj Department,

A.P.Secretariat Buildings, Hyderabad.

2. The District Collector, (Panchayat Raj Wing),

Kadapa District, Kadapa

3. The Joint Collector, (Panchayat Raj Wing)

Kadapa District, Kadapa District

4. The District Level Committee,

Rep. by its Chairman, Zilla Parishad,

Kadapa Distirict, Kadapa.

5. The Zilla Panchayat Officer, Kadapa.

6. Sarpanch, Pedasetty Palli Gram Panchayat

Proddaur Mandal, Kadapa District.

7.The Deputy Collector, Ground Water Department. Kadapa

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court will be pleased to issue a Writ or order more especially one in the nature of Writ of Certiorari, call for the records pertaining tp Roc.3148/2002/A2, dt.29.4.2003 issued by the 2nd respondent and quash the same as illegal, arbitrary, capricious, violative of principles of natural justice and violative of Articles 14 and 19 of the Constitution of India and consequently suspend the operation of proceedings issued by the 2nd respondent in Roc.No.3184/2002/A2 dated 29.4.2003 .

Counsel for the Petitioner:MR.RAVI SHANKAR JANDHYALA

Counsel for the Respondents 1 to 5 and 7:G.P. PANCHAYAT RAJ

Counsel for Respondent No.6 : None appeared

The Court made the following :

THE HON'BLE SRI JUSTICE V.V.S.RAO

WRIT PETITION NO.8956 OF 2003

ORDER:

The petitioner was given lease to quarry sand at Peddasetty Palli Gram Panchayat and twelve other villages in Proddatur Mandal, Kadapa District initially for a period of one year. By proceedings dt.27.11.2002, the District Collector granted extension of lease on payment of 10% enhanced amount on the highest bid amount. In the meanwhile, the Government of Andhra Pradesh by Telegraphic Orders dt.15.4.2003 informed the District Collector that the order of the District Collector dt.27.11.2002 permitting extension of lease was stayed. Accordingly, as a consequence of the orders of first respondent, the District Collector issued impugned proceedings dt.29.4.2003 informing the petitioner not to undertake any quarrying operations in violation of the Stay Orders. Said order is challenged in the Writ Petition.

This Court while admitting the Writ Petition passed interim orders suspending the proceedings of the District Collector, dt.29.4.2003. The extension of lease was granted for the year 2003-2004, which has expired. Therefore, nothing survives in the Writ Petition.

The Writ Petition is accordingly dismissed as infructuous. No costs.

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(V.V.S.RAO, J)

8.9.2004

bnr

1. The Principal Secretary in Panchayat Raj Department,

Government of Andhra Pradesh,

A.P.Secretariat Buildings, Hyderabad.

2. The District Collector, (Panchayat Raj Wing),

Kadapa District, Kadapa

3. The Joint Collector, (Panchayat Wing)

Kadapa District, Kadapa.

4. The Chairman, District Level Committee,

Zilla Parishad,

Kadapa Distirict, Kadapa.

5. The Zilla Panchayat Officer, Kadapa.

6. Sarpanch, Pedasetty Palli Gram Panchayat

Proddaur Mandal, Kadapa District.

7. The Deputy Collector, Ground Water Department. Kadapa

8. 2 CCs to G.P. for Panchayat Raj, High Court Bldgs., Hyderabad

9. 2 CD copies.